



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

November 9, 2012

RYAN HECKER, TREASURER
FREEDOMWORKS FOR AMERICA
400 N CAPITOL STREET NW SUITE 765
WASHINGTON, DC 20001

Response Due Date
12/14/2012

IDENTIFICATION NUMBER: C00499020

REFERENCE: AMENDED JULY MONTHLY REPORT (06/01/2012 - 06/30/2012),
RECEIVED 08/20/2012

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. Your Amended February Monthly (1/1/12 - 1/31/12), received 4/20/12 and Amended July Monthly (6/1/12 - 6/30/12), received 8/20/12 Reports disclose a substantial increase in certain categories of receipts and disbursements from the amounts disclosed on your original reports (see attached). Please amend your report or provide an explanation to clarify why this additional activity was not provided with your original reports. (11 CFR § 104.3)
2. Commission Regulations require that a committee discloses the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR § 104.3(a)(4)(i)) Identification for an individual is defined as the **full name (initials for first or last name are not acceptable)**, complete mailing address, occupation, and name of employer. (11 CFR § 100.12) Your report discloses contributions from individuals for which the identification is not complete.

The attached employer and occupation entries appear on your report and are not considered acceptable.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing

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"best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR § 104.7(b)(1)) See 11 CFR § 104.7(b)(1)(B) for examples of acceptable statements regarding the requirements of federal law.

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2)) The requests must:

- clearly ask for the missing information, without soliciting a contribution,
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you should either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR § 104.7(b)(4))

Please amend your report to provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

3. Schedule E of your report discloses the Calendar Year-To-Date Per Election for Office Sought total for Ohio Senate Race to be \$76,299.95. However, FEC calculations disclose this amount(s) to be \$82,189.95. Please amend your report to clarify this discrepancy. (2 U.S.C. § 434(b)(4) and 11 CFR §104.4(f))

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee

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will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1169.

Sincerely,



Kevin Fortkiewicz
Campaign Finance Analyst
Reports Analysis Division

Overview of Additional Receipts

Report Name	Total Additional Receipts	Line Number(s)
2012 February Monthly /2012 Amended February Monthly, received 4/20/12	\$10,277.92	11(a)(i)
Total Additional Receipts	\$10,277.92	

Overview of Additional Disbursements

Report Name	Total Additional Disbursements	Line Number(s)
2012 February Monthly/2012 Amended February Monthly, received 4/20/12	\$11,810.11	21(b), 24
2012 July Monthly / 2012 July Monthly, received 8/20/12	\$13,270.47	24
Total Additional Disbursements	\$25,080.59	

Total Increase in Activity on Amended Reports: \$35,358.50

Employer	Occupation
A.c.m.	Manager
Info Requested	Info Requested
None	Investor
None	None
Robert Trzaska	Self Emplyed
Self	Mgt
Self	Sales
Self	Self
Self-Employed	Office Manager
Social Services	Provider